

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)

Guillaume Ribadeau-Dumas et al.)

Serial No.: 09/305,178

) Art Unit: 1761

Filed: May 4, 1999

) Examiner: Corbin, Arthur L.

For : SWEETENING COMPOSITION AND ITS USES

TEST REPORT

According to example 1 of the invention, four types of boiled sugars are prepared.

The different compositions are given in the following table:

Composition	A	B	C	D
Mannitol	100%	30%		
Maltitol			50%	100%
LAB 2547		70%	50%	

LAB 2547 is "Nutriage FB hydrogenated" marketed by ROQUETTES Frères which is a hydrogenated pyrodextrin with a molecular weight MW of 4,500.

Composition A. Immediately crystallises when poured on the marble. An irregular and white mass is thus obtained, which does not allow the preparation of separated boiled sugars.

Composition B is heated to about 140°C and allow the formation of separated boiled sugars.

Composition C is heated to about 150°C and allow the formation of separated boiled sugars.

With composition D, the obtained boiled sugars which seem correct initially drastically flow after 10 day-storage.

Boiled sugars obtained with Compositions B and D were photographed as soon as they were obtained (respectively photographs 2 and 5).

All the obtained boiled sugars have been stored during 10 days at 20% and relative humidity and then photographed (photographs 1, 3, 5 and 6 correspond respectively to the boiled sugars obtained with Composition A, B, C and D).

The corresponding photos are presented in the Appendix C (herewith attached).

Respectfully submitted.

Guillaume RIBADEAU-DUMAS et al

By: 

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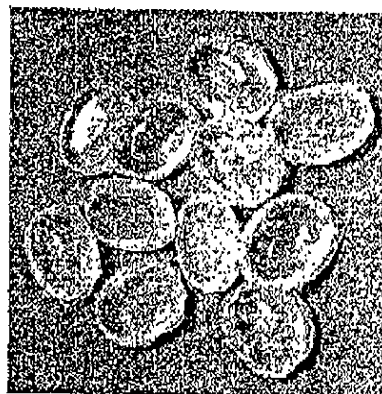
Appendix C

3



30% Mannitol + 70% Lab 2547

6



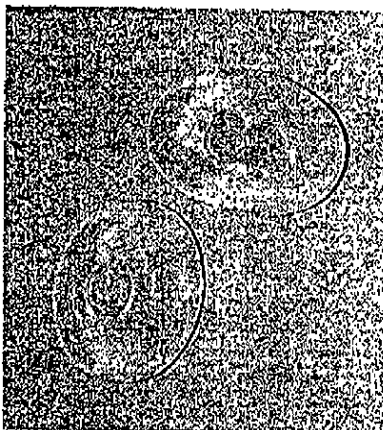
100% Maltitol

2



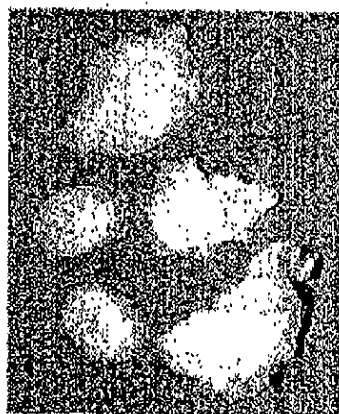
30% Mannitol + 70% Lab 2547

5



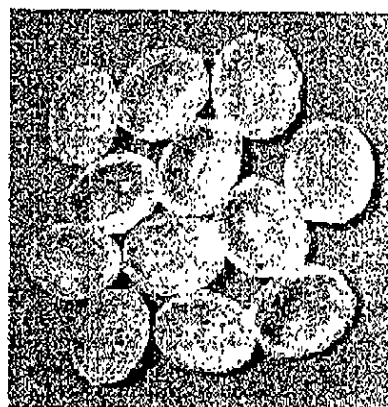
100% Maltitol

1



100% Mannitol

4



50% Maltitol + 50% Lab2547

PTO/SB/30 (09-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE,
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/305,178
Filing Date	May 4, 1999
First Named Inventor	Guillaume RIBADEAU-DUMAS
Art Unit	1761
Examiner Name	Arthur L. CORBIN
Attorney Docket Number	6-1032-035

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. Amendment dated 07-24-2003.

☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above identified application is requested under 37 CFR 1.103(c) for a period of _____ month(s). (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 08-1650

☐ RCE fee required under 37 CFR 1.17(e)

☐ Extension of time fee (37 CFR 1.136 and 1.17)

☒ Other: any other filing fees associated with this RCE

b. ☒ Check in the amount of \$ 750 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print): Richard L. Fix Registration No. (Attorney/Agent) 28-297
Signature: _____ Date 09/29/2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that the correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print): Delores M. Polla
Signature: _____ Date 09/29/2003

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

39192

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DES MOINES, IOWA 50319-5075

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PAY One thousand six hundred eighty and no/100

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DATE

\$1,680

09-29-03

STURM & FIX LLP

Commissioner of Patents and Trademarks

107300022810289058165

EXPRESS MAIL EV 333002974

RLF/dmp

Date: September 29, 2003

Atty. Docket: 6-1032-035

Please place the Patent Office receipt date stamp herein and mail to acknowledge the receipt of:

Applicants:

Guillaume RIBADEAU-DUMAS, Catherine FOUACHE & Pierrick DUFLOT

Serial No.

09/305,178

Filed

May 4, 1999

Entitled:

SWEETENING COMPOSITION AND ITS USES

- ☒ REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL consisting of one sheet with a Certificate of Mailing thereon;
- ☒ Response/Amendment consisting of fourteen (14) pages with a Certificate of Mailing thereon;
- ☒ PETITION FOR EXTENSION OF TIME - 3 months - 1 sheet; and
- ☒ Check in the amount of \$1,680.00 (\$750 for the filing fee for the RCE and \$930 for the Petition fee.

EXPRESS MAIL EV 333002974

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Date: September 29, 2003

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